

1 **IN THE UNITED STATES DISTRICT COURT**
2 **FOR THE DISTRICT OF NEVADA**

3
4 UNITED STATES OF AMERICA,
5 Plaintiff,
6 vs.
7 WILLIAM ALVEAR, M.D.,
8 Defendant.

2:20-cr-229-JAD-VCF

**STIPULATION TO EXTEND MOTION
DEADLINE TO FILE PRETRIAL
MOTIONS and NOTICES OF DEFENSES**
(Third Request)

10 IT IS HEREBY STIPULATED AND AGREED, by and between Nicholas Trutanich, United
11 States Attorney, and Peter Levitt, Assistant United States Attorney, counsel for the United States of
12 America; and Steven J. Karen, counsel for Defendant WILLIAM ALVEAR, M.D., that the deadline
13 to file Pretrial Motions and Notices of Defenses under LCR12-1(b) of May 20, 2021, be extended.

14 This Stipulation is entered into for the following reasons:
15

- 16 1. The parties agree to the continuance.
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18 2. Defense Counsel has not been provided with all relevant discovery.
19
20 3. The parties are in the process of discussing and negotiating a plea offer in this case.

21 It is also anticipated that additional discovery will soon be provided consisting of numerous medical
22 charts and additional evidence seized during the search of the Defendant's medical clinic. Counsel
23 for the defendant will need will more time to prepare, which will include reviewing the additional
24 discovery, discussing that discovery with his client, considering new evidence that may affect the
25 disposition of this case, conducting necessary legal research and investigation, and then discussing
26 with his client how to proceed.

4. The additional time requested herein is not sought for purposes of delay, but merely to allow counsel for Defendant sufficient time within which to be able to effectively complete investigation of discovery and transcripts.

5. The additional time requested by this Stipulation is excludable in computing the time within which the trial herein must commence pursuant to the Speedy Trial Act, Title 18, United States Code, Section 3161(h)(7), and Title 18, United States Code, Section 3161(h)(7)(A), considering the factors under Title 18, United States Code, Sections 3161(h)(7)(B) and 3161(h)(7)(B)(iv).

6. Trial is currently set for November 30, 2021, and the parties seek to extend the Deadline to File Pretrial Motions and Notices of Defenses until Wednesday, August 18, 2021.

7. This is the third Stipulation to continue filed herein.

DATED: May 7, 2021

LAW OFFICE OF STEVEN J. KAREN

NICHOLAS TRUTANICH

UNITED STATES OF AMERICA

By: /s/ STEVEN J. KAREN, ESQ.
STEVEN J. KAREN
Counsel for William Alvear, M.D.

By: /s/ PETER S. LEVITT, ESQ.
PETER S. LEVITT
Assistant U.S. Attorney
Counsel for Plaintiff

1 **IN THE UNITED STATES DISTRICT COURT**
2 **FOR THE DISTRICT OF NEVADA**

3 UNITED STATES OF AMERICA,
4

2:20-cr-229-JAD-VCF

5 Plaintiff,

6 vs.

**FINDINGS OF FACT, CONCLUSIONS
OF LAW, AND ORDER**

7 WILLIAM ALVEAR, M.D.,
8

Defendants.
9

10 **FINDINGS OF FACT**

11 Based upon the pending Stipulation of Counsel, and good cause appearing therefore, the
12 Court finds that:

- 13 1. The parties agree to the continuance.
14 2. Defense Counsel has not been provided with all relevant discovery.
15 3. The parties are in the process of discussing and negotiating a plea offer in this case.
16

17 It is also anticipated that additional discovery will soon be provided consisting of numerous medical
18 charts and additional evidence seized during the search of the Defendant's medical clinic. Counsel
19 for the Defendant will need will more time to prepare, which will include reviewing the additional
20 discovery, discussing that discovery with his client, considering new evidence that may affect the
21 disposition of this case, conducting necessary legal research and investigation, and then discussing
22 with his client how to proceed.
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24 4. The additional time requested herein is not sought for purposes of delay, but merely
25 to allow counsel for Defendants sufficient time within which to be able to effectively complete and
26 review additional anticipated discovery.
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1 5. The additional time requested by this Stipulation is excluded in computing the time
2 within which the trial herein must commence pursuant to the Speedy Trial Act, Title 18, United
3 States Code, Section 3161(h)(7), and Title 18, United States Code, Section 3161(h)(7)(A),
4 considering the factors under Title 18, United States Code, Sections 3161(h)(7)(B) and
5 3161(h)(7)(B)(iv).
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7 6. Trial is currently set for November 30, 2021, and the parties seek to extend the
8 Deadline to File Pretrial Motions and Notices of Defenses until Wednesday, August 18, 2021.

9 7. This is the Third Stipulation to Continue filed herein.

10 For all of the above-stated reasons, the ends of justice would best be served by a continuance
11 of the trial dates.
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13 **CONCLUSIONS OF LAW**

14 The additional time requested herein is not sought for purposes of delay, but merely to allow
15 counsel for Defendants sufficient time within which to be able to effectively complete their
16 investigation of discovery.
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2 **ORDER**

3 IT IS FURTHER ORDERED, that Pretrial Motions and Notices of Defenses under
4 LCR12-1(b) shall be filed by Wednesday, August 18, 2021. Responses are due by September 1,
5 2021. Replies are due by September 8, 2021.
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7 DATED: May 13, 2021.

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10 UNITED STATES DISTRICT COURT JUDGE
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